

UNIFORM INTERSTATE FAMILY SUPPORT ACT (EXCERPT)
Act 310 of 1996

552.1401 Issuance of support order.

Sec. 401. (1) If a support order entitled to recognition under this act has not been issued, a responding tribunal of this state may issue a support order if either of the following is true:

- (a) The individual seeking the order resides in another state.
- (b) The support enforcement agency seeking the order is located in another state.
- (2) The tribunal may issue a temporary child support order if any of the following are true:
 - (a) The respondent has signed a verified statement acknowledging parentage.
 - (b) The respondent has been determined by law to be the child's parent.
 - (c) There is other clear and convincing evidence that the respondent is the child's parent.

(3) Upon finding, after notice and opportunity to be heard, that an obligor owes a duty of support, the tribunal shall issue a support order directed to the obligor and may issue other orders as authorized in section 308.

History: 1996, Act 310, Eff. June 1, 1997.

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552.1501 Order of income withholding.

Sec. 501. (1) An income withholding order issued in another state may be sent to the obligor's employer without first filing a petition or comparable pleading or registering the order with this state's tribunal. Upon receipt of an income withholding order, the obligor's employer shall do all of the following:

(a) Treat an income withholding order issued in another state that appears regular on its face as if the order had been issued by this state's tribunal.

(b) Immediately provide a copy of the order to the obligor.

(2) Except as otherwise provided in subsection (3) and section 501a, the employer shall withhold and distribute the funds directed in the withholding order by complying with the terms of the order that specify the following:

(a) The duration and amount of periodic payments of current child support, stated as a sum certain.

(b) The person or agency designated to receive payments and the address where the payments are to be forwarded.

(c) Medical support, whether in the form of periodic cash payment, stated as a sum certain, or ordering the obligor to provide health coverage for the child under coverage available through the obligor's employment.

(d) The amount of periodic payments of fees and costs for a support enforcement agency, the issuing tribunal, and the obligee's attorney, stated as sums certain.

(e) The amount of periodic payments of arrearages and interest on arrearages, stated as sums certain.

(3) An employer shall comply with the law of the state of the obligor's principal place of employment for withholding from income for all of the following:

(a) The employer's fee for processing an income withholding order.

(b) The maximum amount permitted to be withheld from the obligor's income.

(c) The time within which the employer must implement the withholding order and forward the child support payment.

History: 1996, Act 310, Eff. June 1, 1997;—Am. 1998, Act 65, Imd. Eff. Apr. 27, 1998.

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552.1501a Multiple income withholding orders; priorities.

Sec. 501a. If an obligor's employer receives multiple income withholding orders for the same obligor, the employer satisfies the terms of the multiple orders if the employer complies with the law of the state of the obligor's principal place of employment to establish the priorities for withholding and allocating income withheld for multiple child support obligees.

History: Add. 1998, Act 65, Imd. Eff. Apr. 27, 1998.

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552.1501b Income withholding order issued in another state; compliance.

Sec. 501b. An employer who complies with an income withholding order issued in another state in accordance with this article is not subject to civil liability to an individual or agency for the employer's withholding of child support from the obligor's income.

History: Add. 1998, Act 65, Imd. Eff. Apr. 27, 1998.

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552.1501c Income withholding order issued by another state; noncompliance.

Sec. 501c. An employer who willfully fails to comply with an income withholding order issued by another state and received for enforcement is subject to the same penalties that may be imposed for noncompliance with an order issued by a tribunal of this state.

History: Add. 1998, Act 65, Imd. Eff. Apr. 27, 1998.

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552.1501d Income withholding order issued in another state; contesting validity or enforcement.

Sec. 501d. An obligor may contest the validity or enforcement of an income withholding order issued in another state and received directly by an employer in this state in the same manner as if the order had been issued by this state's tribunal. Section 605 applies to the contest. The obligor shall give notice of the contest to a support enforcement agency providing services to the obligee, to each employer that has directly received an income withholding order, and to the person or agency designed to receive payments in the income withholding order or, if no person or agency is designated, to the obligee.

History: Add. 1998, Act 65, Imd. Eff. Apr. 27, 1998.

UNIFORM INTERSTATE FAMILY SUPPORT ACT (EXCERPT)

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552.1502 Support enforcement agency; receipt of documents from another state; enforcement of support order or income withholding order; registration.

Sec. 502. (1) A party seeking to enforce a support order or an income withholding order, or both, issued by another state's tribunal may send the documents required for registering the order to a support enforcement agency of this state.

(2) Upon receipt of the documents, the support enforcement agency, without initially seeking to register the order, shall consider and, if appropriate, use an administrative procedure authorized by this state's law to enforce a support order or an income withholding order, or both. If the obligor does not contest administrative enforcement, the order need not be registered. If the obligor contests the validity or administrative enforcement of the order, the support enforcement agency shall register the order as provided in this act.

History: 1996, Act 310, Eff. June 1, 1997.